

MESSAGE NO: 3319307 MESSAGE DATE: 11/15/2013

MESSAGE STATUS: Active CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐

SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: FR CITE DATE:

REFERENCE 8121204, 3094303

MESSAGE #

(s):

CASE #(s): A-580-816

EFFECTIVE DATE: 07/11/2008 COURT CASE #: 08-00142

PERIOD OF REVIEW: 08/01/2005 TO 07/31/2006

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 11/15/2013

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for corrosion-resistant carbon steel flat products from the Republic of Korea for the period 08/01/2005 through 07/31/2006 (A-580-816)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 3 below.

1. On 07/10/2008, the U.S. Court of International Trade issued a final decision in the case of Arcelor Mittal USA v. United States (08-00142). As a result of this decision, the injunction to which message 8121204, dated 04/30/2008, refers enjoining liquidation of entries which are subject to the antidumping duty order on carbon steel flat products from the Republic of Korea for the period 08/01/2005 through 07/31/2006 produced by Dongbu Steel Co., Ltd. (Dongbu) dissolved on 07/11/2008.
2. For all shipments of corrosion-resistant carbon steel flat products from the Republic of Korea produced and exported by Dongbu Steel Co., Ltd. (Dongbu) (A-580-816-002), assess antidumping liabilities as instructed in message 8107210, dated 04/16/2008, corrected by message 3316302, dated 11/12/2013.
3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. The antidumping duty order on certain corrosion-resistant carbon steel flat products from the Republic of Korea was revoked effective 02/14/2012 (see message number: 3094303, dated 04/04/2013).
4. There are no injunctions applicable to the entries covered by this instruction.
5. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated

antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

6. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping and/or countervailing duties, CBP shall double the antidumping duty and/or increase the antidumping duty by the amount of the countervailing duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O3:CH.)

8. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party